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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BANK OF AMERICA, N.A., successor by  
merger TO BAC HOME LOANS  
SERVICING, LP, FKA COUNTRYWIDE  
HOME LOANS SERVICING, LP,

Plaintiff,

vs.

FALCON POINTE ASSOCIATION; SFR  
INVESTMENTS POOL 1, LLC; and RED  
ROCK FINANCIAL SERVICES, LLC,

Defendants.

SFR INVESTMENTS POOL 1, LLC, a  
Nevada limited liability company,

Counter/Cross Claimant,

vs.

BANK OF AMERICA, N.A., successor by  
merger TO BAC HOME LOANS  
SERVICING, LP, FKA COUNTRYWIDE  
HOME LOANS SERVICING, LP; MELANIE  
GIESE, an individual; and MARK COWENS,  
an individual,

Counter/Cross Defendants.

Case No. 2:16-cv-00814-GMN-CWH

**ORDER GRANTING MOTION TO SERVE  
MELANIE GIESE BY PUBLICATION**

**-and-**

**ORDER GRANTING MOTION TO  
ENLARGE TIME TO SERVE SUMMONS  
AND CROSS-CLAIM**

1 Upon reading the Affidavit of Due Diligence; it appearing that an Answer, Counterclaim,  
 2 and Cross-Claim has been filed; that a Summons directed to Cross-Defendant, MELANIE GIESE  
 3 ("Giese") has been issued [ECF No. 30]; that Cross-Defendant, Giese is a necessary party; and  
 4 that Cross-Defendant Cowens cannot be found to be personally served in the State of Nevada, and  
 5 good cause appearing therefore,

6 **IT IS HEREBY ORDERED** that since the Cross-Defendant, MELANIE GIESE, cannot  
 7 now be found so as to be personally served, he may be served by publication of the Summons at  
 8 least once a week for four (4) weeks in the Nevada Legal News, a newspaper of general circulation,  
 9 pursuant to FRCP 4(e)(1) and NRCP 4(e)(1).

10 **IT IS FURTHER ORDERED** that a copy of the Summons and Answer, Counterclaim,  
 11 and Cross-Claim shall be mailed forthwith to Cross-Defendant Giese, first class mail, postage  
 12 prepaid, addressed to the Cross-Defendant's last known address.

13 **IT IS FURTHER ORDERED** that SFR's Motion to Enlarge Time to Serve is GRANTED  
 14 and the time for service is extended by an additional 60 days from the date of this order is entered  
 15 to allow SFR Investments Pool 1, LLC ("SFR") to effectuate service by publication.

16  
 17 Dated this \_\_\_\_ day of

IT IS SO ORDERED.

18 DATED: September 19,  
 19 2016

20 Submitted by:

21 **KIM GILBERT EBRON**

C.W. HOFFMAN, JR.

UNITED STATES MAGISTRATE JUDGE

22 /s/Jacqueline A. Gilbert

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